

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

JABARI HASHIM SPENCER,
Plaintiff,

v.

ORDER
10-CV-822A

DEPUTY HUSSAN,
DEPUTY DELIO,
DEPUTY KNUFFER,
FIRST DEPUTY SUPERINTENDENT REARDON,
and
CAPTAIN HARTMAN
Defendants.

The above-referenced case was referred to Magistrate Judge H. Kenneth Schroeder, Jr., pursuant to 28 U.S.C. § 636(b)(1)(B). On August 22, 2013, Magistrate Judge Schroeder filed a Report and Recommendation, recommending that defendants' motion for summary judgment be granted.

The Court has carefully reviewed the Report and Recommendation, the record in this case, and the pleadings and materials submitted by the parties, and no objections having been timely filed, it is hereby

ORDERED, that pursuant to 28 U.S.C. § 636(b)(1), and for the reasons set forth in Magistrate Judge Schroeder's Report and Recommendation, defendants' motion for summary judgment is granted.

The Clerk of Court shall take all steps necessary to close the case.

SO ORDERED.

s/ Richard J. Arcara

HONORABLE RICHARD J. ARCARA
UNITED STATES DISTRICT JUDGE

DATED: September 13, 2013